

No. 1250-3Lab-78/1205.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour, Court Rohtak in respect of the dispute between the workman and the management of M/s. Neru Rajiv Brothers, Bahadurgarh.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT HARYANA, ROHTAK

Reference No. 86 of 1978

between

SHRI HARBANS PARSHAD WORKMAN AND THE MANAGEMENT OF M/S NERU RAJIV BROTHERS, BAHADURGARH

AWARD

By order No. ID/RK/232-77/27870, dated 27th July, 1977, the Governor of Haryana, referred the following dispute between the management of M/s Neru Rajiv Brothers, Bahadurgarh and its workman Shri Harbans Parshad, to this Court, for adjudication, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947.

Whether the termination of services of Shri Harbans Parshad was justified and in order ? If not, to what relief is he entitled ?

Whereas the workman concerned put in his appearance in this Court on 8th December, 1977 the date of hearing fixed in the reference in response to the usual notices served on him, the management failed to appear on that date despite service of such notices with the result that ex-parte proceedings were taken up against them on that date.

The workman concerned appearing as his own witness, in ex-parte evidence deposed that he joined the services of the management concerned in December, 1975 as Machinist on wages of Rs 175 P. M. and that the later arbitrarily and illegally terminated his services on 12th September, 1976 without holding any enquiry and that he was as such entitled to reinstatement with continuity of service and full back wages.

I, see no reasons to disbelieve the statement of the workman concerned particularly when the proceedings against the management are ex-parte and they have taken no care to defend the demand raised on them by him leading to the reference.

I, accordingly relying on the statement of the workman hold that the management illegally terminated his services with effect from 12th September, 1976 and that he is entitled to reinstatement with continuity of service and full back wages and answer the reference while returning the award in these terms.

MOHAN LAL JAIN,

Dated, the 23rd January, 1978

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 267, dated 27th January, 1978

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 1245-3Lab-78/1207.—In pursuance of the provision of section 17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court Rohtak, in respect of the dispute between the workman and the management of M/s Oil Cotton and Rice Mills Malikpur District Sonepat.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 118 of 1977

between

SHRI RAM PAL SAINI, WORKMAN AND THE MANAGEMENT OF M/S. OIL COTTON AND
RICE MILLS MALIKPUR DISTRICT SONEPAT

AWARD

By order No. ID/RK/367-77/44460, dated 24th October, 1977 the Governor of Haryana referred the following dispute between the management of M/s. Oil Cotton and Rice Mills Malikpur District Sonepat and its workmen Shri Ram Pal Saini to this Court for adjudication, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Ram Pal Saini was justified and in order? If not, to what relief is he entitled?

Whereas the workman put in his appearance in this Court in response to the notices of reference served on him, the management failed to appear on that date despite service of such notices served on them by way of their refusal to accept the registered letter containing the same with the result that ex parte proceedings were taken up against them on that date.

The workman appearing as his own witness in ex parte evidence deposed that he joined the services of the management concerned in January, 1972 on wages of Rs 150 P. M. and that he met with an accident on 26th October, 1973 and received treatment for four long years and that on his reporting to the management for assignment of duties on 27th January, 1977 they declined to take him on duty and that he was entitled to reinstatement with continuity of service and full back wages.

I, see no reasons to disbelieve the statement of the workman concerned particularly when the proceedings against the management are ex parte and they have taken no care to appear in this court for defending the demand raised on them by the workman leading to the reference.

I, accordingly relying on the statement of the workman concerned Shri Ram Pal Saini hold that the management concerned illegally terminated his services with effect from 27th January, 1977 and that he is entitled to reinstatement with continuity of service and full back wages and answer the reference while returning the award in these terms.

Dated the 23rd January, 1978

MOHAN LAL JAIN,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 266, dated the 27th January, 1978

Forwarded (Four Copies) to the Secretary to Government Haryana, Labour and Employment Departments Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 978-3Lab-77/1209.—In pursuance of the provisions of section 17 the Industrial Dispute Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the Management of M/s. Micro Precision Products Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 212 of 1977

between

SHRI RAM GOPAL WORKMAN AND THE MANAGEMENT OF M/S MICRO PRECISION
PRODUCTS FARIDABAD

Present:—

Shri Ram Gopal, workman concerned
Shri S. L. Gupta, for the management.

AWARD

By order No. ID/FD/446-77/50097, dated 6th December, 1977 the Governor of Haryana referred the following dispute between the management of M/s. Micro Precision Products, Faridabad and its workman Shri Ram Gopal to this Tribunal for adjudication in exercise of the powers conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Ram Gopal was justified and in order ? If not, to what relief is he entitled?

On receipt of the order of reference notices were issued to the parties. The parties appeared. The workman stated that he has settled the dispute with the management. His statement was recorded. He stated that the management had taken him back on duty and he did not want to proceed with the case. I, therefore, give my award as follows:—

That the workman Shri Ram Gopal has been taken back on duty by the management and now there is no dispute. The justifiability or otherwise of the termination of his services of Shri Ram Gopal is now not in question.

NATHU RAM SHARMA,

Dated 24th January, 1978.

Presiding Officer,
Industrial Tribunal Haryana,
Faridabad.

No. 64, dated 24th January, 1978

Forwarded (four copies) to the Secretary to Government, Haryana, Labour & Employment Department, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 972-3Lab-78/1211.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad, in respect of the dispute between the workman and the management of M/s Gallant Engineering Enterprise Pvt., Ltd., Plot No. 42 Sector 6, Faridabad.

BEFORE SHRI NATHU RAM, SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 142 of 1977

between

SHRI LAL BABU, WORKMAN AND THE MANAGEMENT OF M/S GALLANT ENGINEERING ENTERPRISES PRIVATE LIMITED, PLOT NO. 42, SECTOR 6, FARIDABAD.

Present: —

Shri H. S. Gill, for the workman.

Shri R. S. Arora and H. R. Dua, for the management.

AWARD

By order No. ID/FD/326-77/39058 dated 7th September, 1978, the Governor of Haryana, referred the following dispute between the management of M/s Gallant Engineering Enterprises Private Limited, Plot No. 42, Sector-6, Faridabad and its workman Shri Lal Babu, to this Tribunal, for adjudication, in exercise of the power conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Lal Babu was justified and in order ? If not, to what relief is he entitled?

On receipt of the order of preference notices were issued to the parties. The parties appeared and filed their pleadings.

At this stage a settlement was affected between the parties. The statement of the parties were recorded. The representative for the management stated that if the workman gave up his dispute, the management was prepared to pay to him a sum of Rs. 250/- only. The representative for the workman agreed to this. I, therefore, give my award as follows:—

That the workman is entitled to receive a sum of Rs. 250 only from the management as *ex gratia* and on payment thereof the termination of service of Shri Lal Babu shall be deemed justified and in order. He shall not be entitled to any relief, except to his due wages if any.

Dated 20th January, 1978.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 70, dated 24th January, 1978.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Dated 24th January, 1978

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1248-3Lab-78/1228.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. IV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Haryana Steel and Alloys Ltd., 48 K. M. G. T. Road Murthal.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 100 of 1976

between

SH. SHRI BHAGWAN WORKMAN AND THE MANAGEMENT OF M/S HARYANA STEEL AND ALLOYS LTD., 48 K. M. G. T. ROAD MURTHAL.

AWARD

By order No. ID/RK/212-A-76/43151, dated 23rd November, 1976, the Governor of Haryana referred the following dispute between the management of M/s Haryana Steel and Alloys Ltd., Murthal and its workman Shri Bhagwan to this Court, for adjudication in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Sh. Shri Bhagwan was justified and in order? If not, to what relief is he entitled?

The parties put in their appearance in this Court in response to the usual notices of reference sent to them and filed their pleadings giving rise to the following issues framed,—*vide* order dated 20th September, 1977 :—

1. Whether Sh. Shri Bhagwan was employed with the management concerned as workman on 24th August, 1976?
2. If yes, whether the reference is bad in law for the pleasure stated by the management in the written statement other than covered by issue No. 1?
3. In case of proof of issue No. 1 and non-proof of issue No. 2 whether the termination of services of Sh. Shri Bhagwan was justified and in order? If not to what relief is he entitled?

Sh. Shri Bhagwan made a statement before me on 16th January, 1978 withdrawing the demand raised by him on the management leading to the reference on the ground that the same had been duly satisfied,—*vide* mutual amicable settlement arrived at between the parties.

It would thus appear that the demand of the workman concerned raised on the management leading to the reference has been fully satisfied and there is now no dispute between the parties requiring adjudication. I, hold accordingly and return the award while answering the reference in these terms.

Dated the 19th January, 1978.

MOHAN LAL JAIN,
Presiding Officer,
Labour Court,
Rohtak, Haryana.

No. 263, dated the 27th January, 1978.

Forwarded, (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,
Presiding Officer,
Labour Court,
Rohtak, Haryana.

No. 1249-3Lab-78/1234.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workmen and the management of M/s Prince Potteries Bahadurgarh.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 167 of 1977

Between

SHRI PREM NARAIN WORKMAN AND THE MANAGEMENT OF M/S PRINCE,
POTTERIES, BAHADURGARH

AWARD

By order No. ID/RK/457-77/51373, dated 16th December, 1977, the Governor of Haryana referred the following dispute between the management of M/s. Prince Potteries Bahadurgarh and its workman Shri Prem Narain, to this Court for adjudication, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether termination of services of Shri Prem Narain, was justified and in order? If not, to what relief is he entitled?

The parties put in their appearance in this Court on 17th January, 1978 at Bahadurgarh in response to the usual notices of reference sent to them.

Shri Dhan Singh authorised representative of the workman concerned made a statement before me on the aforesaid date, that demand of the workman concerned served by him on the management had been satisfied and as such he did not propose to proceed with the reference.

It would thus appear that the demand of the workman has been satisfied and there is now no dispute between the parties requiring adjudication. I, hold accordingly and answer the reference while returning the award in these terms

Dated 19th January, 1978.

MOHAN LAL JAIN,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 262, dated 27th January, 1978

Forwarded, (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1977.

MOHAN LAL JAIN,
Presiding Officer,
Labour Court, Rohtak,
Haryana.

G. V. GUPTA, Secy.